

1. It is therefore **ORDERED** that the Recommended Decision of the Magistrate Judge is hereby **AFFIRMED**.

2. It is hereby **ORDERED** that Defendant's Motion to Dismiss (Docket No. 16) is **GRANTED**. The Plaintiff's Motion to Amend (Docket No. 14) is **DENIED**.

/s/George Z. Singal

Chief U.S. District Judge

Dated: July 10, 2008

Plaintiff

PETER LEWIS GORDON

represented by **PETER LEWIS GORDON**
1833
MSP
807 CUSHING ROAD
WARREN, ME 04864
PRO SE

V.

Defendant

STATE OF MAINE

represented by **WILLIAM R. FISHER**
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

SOMERSET SUPERIOR COURT

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Defendant

**SOMERSET COUNTY DISTRICT
ATTORNEY'S OFFICE**

represented by **WILLIAM R. FISHER**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

DONALD W MACOMBER

represented by **WILLIAM R. FISHER**
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Defendant

JOSEPH JABAR

Judge

represented by **WILLIAM R. FISHER**
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